

Aug 24 05 11:27p

Humphrey

RECEIVED  
CENTRAL FAX CENTER 15137720052

P. 1

AUG 24 2005

**WOOD, HERRON & EVANS, L.L.P.**

BRUCE TITTEL  
DONALD F. FREI  
DAVID S. STALLARD  
J. ROBERT CHAMBERS  
GREGORY J. LUNN  
KURT L. GROSSMAN  
CLEMENT H. LUKEN, JR.  
THOMAS J. BURGER  
GREGORY F. AHRENS  
WAYNE L. JACOBS  
KURT A. SUMME  
KEVIN G. ROONEY  
KEITH R. HAUPT  
THEODORE R. REMAKLUS  
THOMAS W. HUMPHREY  
SCOTT A. STINEBRUNER  
DAVID H. BRINKMAN  
BEVERLY A. LYMAN, PH.D.  
KRISTI L. DAVIDSON

OF COUNSEL  
JOHN D. POFFENBERGER  
THOMAS W. FLYNN  
DAVID J. JOSEPHIC

2700 CAREW TOWER  
441 VINE STREET  
CINCINNATI, OHIO 45202-2917

TELEPHONE: 513-241-2324

FACSIMILE: 513-241-6234

EMAIL: info@whepatent.com

PATENT, TRADEMARK, COPYRIGHT  
AND UNFAIR COMPETITION LAW  
AND RELATED LITIGATION

EDMUND P. WOOD 1923-1968  
TRUMAN A. HERRON 1935-1976  
EDWARD B. EVANS 1936-1971

JOSEPH R. JORDAN  
C. RICHARD EBY  
DAVID E. PRITCHARD

J. DWIGHT POFFENBERGER, JR.  
KATHRYN E. SMITH  
P. ANDREW BLATT, PH.D.  
DAVID E. JEFFERIES  
WILLIAM R. ALLEN, PH.D.  
JOHN PAUL DAVIS  
DOUGLAS A. SCHOLER  
BRETT A. SCHATZ  
DAVID W. DORTON  
SARAH OTTE GRABER  
STEVEN W. BENINTENDI, PH.D.  
RANDALL S. JACKSON, JR.  
BRADLEY D. BECK

TECHNICAL ADVISORS  
HENRY M. LABODA, PH.D.

August 24, 2005

**FACSIMILE COVER SHEET**

To: Examiner Kevin K. Pyo  
Group Unit No. 2878  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
  
Fax: 571-273-8300

From: Thomas W. Humphrey  
  
Re: Our File: VII-18DV  
US Application Serial No.10/822,352  
Filed April 12, 2004  
FLEXURE ASSEMBLY FOR A  
SCANNER  
Cleveland et al.

Pages: 18 (including cover sheet)

**MESSAGE/COMMENTS**

Confirmation copy will not follow.

RECEIVED  
OIPE/IAP

AUG 26 2005

The information in this facsimile message is ATTORNEY-CLIENT PRIVILEGED, WORK PRODUCT and/or CONFIDENTIAL INFORMATION intended only for the use of the individual or entity to whom this message is addressed. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination, distribution or reproduction of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the above address via mail. Thank you. If transmission is interrupted or of poor quality, please notify us immediately by calling (513) 241-2324 and ask for the sender's assistant. OUR FAX NUMBER IS (513) 241-6234.

RECEIVED  
CENTRAL FAX CENTER

15137720052

p. 2

AUG 24 2005

PATENT  
ATTY. DOCKET NO. VII/18DV

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Cleveland et al. Art Unit: 2878  
Serial No.: 10/822,352 Examiner: Kevin K. Pyo  
Filed: April 12, 2004  
For : FLEXURE ASSEMBLY FOR A SCANNER

Mail Stop AMENDMENT  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Via Facsimile

AMENDMENT TRANSMITTAL

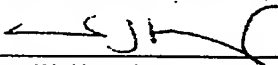
1. X Transmitted herewith is a Response to Office Action.
2.    Small Entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.  
Enclosed is a verified statement to establish Small Entity status
- X Other than a Small Entity

3. The fee has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		LARGE ENTITY	
Claims Remaining After Amendment		Highest No. Previously Paid For		Extra	Present Rate	Fee	Present Rate	Fee
TOTAL	3	MINUS	20	0	x \$25	\$0	x \$50	\$0
INDEP.	1	MINUS	3	0	x \$100	\$0	x \$200	\$0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+\$180	\$0	+\$360	\$0
TOTALS					TOTAL FEE	\$0	TOTAL FEE	\$0

         Additional fee for claims is required.

I hereby certify that this correspondence is being sent via facsimile (571-273-8300) to Examiner Kevin K. Pyo in Art Unit 3737 at Mail Stop: Amendment, U.S. Patent Office, P.O. Box 1450, Alexandria, VA 22313-1450: August 24, 2005

  
Thomas W. Humphrey  
Reg. No. 34,353

4. X Attached is a check in the sum of \$\_. Please charge my Deposit Account No. 23-3000 in the amount of \$ 450.00.

5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

Complete (a) or (b) as applicable.

(a) X Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

Extension (months)	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<u>    </u> one month	\$ 120.00	\$ 60.00
<u>  X  </u> two months	\$ 450.00	\$225.00
<u>    </u> three months	\$1020.00	\$510.00
<u>    </u> four months	\$1590.00	\$795.00
<u>    </u> five months	\$2160.00	\$1080.00

Extension fee due with this request \$ 450.00.

If an additional extension of time is required, please consider this a petition therefor. (Check and complete the next item, if applicable)

     An extension for      months has already been secured and the fee paid thereof of \$      is deducted from the total fee due for the total months of extension now requested.  
Extension fee due with this request \$     .

OR

(b)      Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

  X   If any additional fee for claims or extension of time is required, charge Account No. 23-3000.

Respectfully submitted,



Thomas W. Humphrey  
Reg. No. 34.353

Wood, Herron & Evans, L.L.P.  
2700 Carew Tower  
441 Vine Street  
Cincinnati, OH 45202-2917  
Voice: (513) 241-2324  
Facsimile: (513) 241-6234